

1 William M. Simpich, Esq., SB#106672  
2 Law Offices of William M. Simpich  
3 1736 Franklin Street, 10th Floor  
4 Oakland, CA 94612  
5 Telephone: (510) 444-0226  
6 Facsimile: (510) 444-1704

7 Tesfaye W. Tsadik, Esq., SB#108103  
8 Law Offices of Tesfaye W. Tsadik  
9 1736 Franklin Street, 10th Floor  
10 Oakland, CA 94612  
11 Telephone: (510) 839-3922  
12 Facsimile: (510) 444-1704

13 Attorneys for Plaintiffs

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA

16 YVETTE JAMES, individually and on  
17 behalf of her minor child BRANDY  
18 FOSTER, and MARKIEN WILBURN

19 Plaintiffs,

20 vs.

21 PEPSIAMERICAS; WHITMAN  
22 CORPORATION; PNEUMO ABEX  
23 CORPORATION; DOES 1-10,

24 Defendants.

Case No. C-14-3021-SI

**STIPULATION OF DISMISSAL  
WITH PREJUDICE OF ALL  
CLAIMS BETWEEN CERTAIN  
PLAINTIFFS AND  
DEFENDANTS PEPSI  
CORPORATION, AND PNEUMO  
ABEX CORPORATION**

**[Fed. R. Civ. Proc 41(a)(1)(A)(ii)]**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs Yvette James and Markien Willburn ("Plaintiffs"), through their attorneys and Defendants Pepsi Americas, Whitman Corporation, and Pneumo Abex Corporation, through their attorneys HEREBY STIPULATE AND AGREE that all claims between above listed Plaintiffs and Defendants in the above-entitled case shall be and hereby are DISMISSED WITH PREJUDICE, with each party to bear its own costs and fees.

Dated: June 9, 2015 LAW OFFICES OF WILLIAM M. SIMPICH

By /s/ William M. Simpich  
William M. Simpich  
Attorneys for Plaintiffs

Dated: June 9, 2015 LAW OFFICES OF TESFAYE W. TSADIK

By /s/ Tesfaye W. Tsadik  
Tefsaye W. Tsadik  
Attorneys for Plaintiffs

Dated: June 9, 2015 MORGAN, LEWIS & BOCKIUS LLP  
COLLIE F. JAMES, IV  
MONIQUE E. CHO

By /s/ Collie F. James, IV  
Collie F. James, IV  
Attorneys for Defendants

IT IS SO ORDERED.

Dated: 6/18, 2015

HONORABLE SUSAN ILLSTON  
United States District Court Judge